



**ENTERED**

TAWANA C. MARSHALL, CLERK  
THE DATE OF ENTRY IS  
ON THE COURT'S DOCKET

**The following constitutes the ruling of the court and has the force and effect therein described.**

**Signed May 11, 2009**

  
**United States Bankruptcy Judge**

**UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**In re:** §  
§  
§ Case No. 08-36705-BJH  
**SUPERIOR AIR PARTS, INC.,** §  
§ Chapter 11  
**Debtor.** §

**AGREED ORDER RESOLVING APPLICATION FOR  
ALLOWANCE OF ADMINISTRATIVE EXPENSE CLAIM  
FOR MAHLE ENGINE COMPONENTS USA, INC.**

CAME ON FOR CONSIDERATION, without hearing, the *Application for and Administrative Expense Claim for Mahle Engine Components USA, Inc.* (“Application”) (Docket #94) filed by Mahle Engine Components USA, Inc. (“Mahle”). The Court finds that it has jurisdiction over the matter pursuant to 28 U.S.C. §§ 157 and 1334(b), and that venue is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409. The Court finds that the parties agree that the Application is granted solely as provided by the entry of the *Agreed Order on Debtor’s Motion to Return Reclaimed Goods as to Mahle Engine Components USA, Inc. Only* (“Agreed Order”) (Docket #181).

**IT IS THEREFORE ORDERED** that the Application is granted as provided in the Agreed Order;

**IT IS FURTHER ORDERED** that the Application is denied in all other respects provided however that Mahle is permitted to refile the Application timely without regard to prior deadlines set forth by this Court or by statute if the terms of the Agreed Order are not fulfilled by the Debtor or as otherwise ordered by this Court.

**IT IS SO ORDERED.**

### END OF ORDER ###

/s/ Vickie L. Driver

Gordon J Toering (*Admitted Pro Hac Vice*)

WARNER NORCROSS & JUDD LLP

900 Fifth Third Center

111 Lyon Street, NW

Grand Rapids, Michigan 49503

Telephone: (616) 752-2185

Fax: (616) 222-2185

Email: [gtoering@wnj.com](mailto:gtoering@wnj.com)

and

Vickie L. Driver

State Bar No. 24026886

Pronske & Patel, P.C.

1700 Pacific Avenue, Suite 2260

Dallas, Texas 75201

Phone: 214.658.6500

Fax: 214.658.6509

Email: [vdriver@pronskepatel.com](mailto:vdriver@pronskepatel.com)

**ATTORNEYS FOR MAHLE ENGINE  
COMPONENTS USA, INC.**

**AGREED TO BY**

/s/ Duane J. Brescia

Duane J. Brescia

Texas Bar No. 5025265

STRASBURGER & PRICE, LLP

600 Congress Avenue, Suite 1600

Austin, Texas 78701

Phone: (512) 499-3647

Fax: (512) 499-3660

Email: [duane.brescia@strasburger.com](mailto:duane.brescia@strasburger.com)

**ATTORNEYS FOR DEBTOR**